G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

1912.

(Miscellaneous)

File No. 149—12

Serial Nos. 1 to 4.

Papers Filed.

Month September 1912.

SUBJECT.

Suit against Government for the restoration of the main villages granted for the maintenance of the Charities established by Damodar Does sait in the Kumgal Taluk.

PREVIOUS REFERENCES.	LATER REFERENCES.
	474-10

A. H. A. Sayeed.

GENERAL AND REVENUE SECRETARIAT.

(Murrai)

NOTES.

File No. 149-12

FILE HEADING.

Restoration of the villages granted for the maintenance of the charities established by Damodar Dass Saiti in the Municipal Dn.

From

The Murrai Superintendent in Mysore

Letter No. 367 Dated 24th aug. 1912 Received

Diary No. 376	Enclos.	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Solicits the orders of Govt for the Govt-advocate taking the needful action in the matter of defending the Suit filed by Venkatarao against the judgment of the Subordge, Bangalore, in regard to the recovery of possession & management of the villages endowed by Damodar Dass Saiti charities in the Municipal Dn.

NOTES AND ORDERS.

Murr. File 171-1909 relating to the Case is sent herewith for reference.

The Murrai Superintendent now says that the Summons received by him for his appearance in the Chief Court in appeal No 27 of 1911-12

NOTES—First Sheet.

GPB—30,000—12 8 11

376

General and Revenue Secretariat.

File No. 149 of 1912

Serial No.

on the file of this Court where was sent to the Govt. advocate and his opinion requested for needful action being taken in the matter.

The Govt. advocate has in reply stated that orders of Govt. as required by para 4 (b) (c) of Govt. Pro. Cir. 1932-36 J/137 of 1902-03 dt/16.3.04 are necessary to accept the procedure prescribed in O 27 R 8 of the new Code of Civil Procedure (Reg. III of 11)

Under the circumstance, the Murrai Supt. solicits the orders of Govt. in the matter.

When last the present suit was filed on the file of Court at Bangalore, Govt. in their order No. 2202-51 Mt-171-09-12 dt 3.3.10 ordered that the Govt. advocate who appeared on behalf of the Dy. Commr., Tumkur dt, should also appear on behalf of the Murrai Supt. and defend the suit

Subo with a draft G.O. for approval

3/9/12. (1st Councillor)

3.9.12.

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725.

Draft appd by 1st Councillor 3.9.12

MAS

Issue 4.9.12.

NOTE Contn sheet.

GPB—20,000—20 1-12

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General and Revenue Secretariat. | File No. 149 of 1912

Serial No.	
2.	To, The Govt Advocate and Muzg. Supdt G.O. no. 393-4 Dy 7.9.1912. Authorizing the Govt Advocate to appear in the case and defend the suit on behalf of the Muzg. Supdt
3	From, the Dy Commr Tumkur Distt Letter no 117 Dy 23-8-1912. Requests that the Govt Advocate may be directed to appear and uphold the decision in O.S. no 12 of 1911-2 on the file of the Distt judge at Bangalore Submits with a Dft. order

Adv(132) 12.9.1912 (1st Councillor)

Draft appd by 1st Councillor 12.9.12

12.9.12

16.9.12

EB 16/9

Issue

17.9.12

4	To the Govt Advocate Dy Commr Tumkur Comptroller Muzr Supdt. no 432-5 Dy 18/9/12

In cont[n] of Serial (2), authorized the Govt Advocate to appear & defend the suit on behalf of the Dy Commr Tumkur & Muzr Supdt.

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NOTE—Contn. sheet.

GPB—65,000—17-6-12.

DIARY No. 376

Mur. 1 A]

19/219/3
SECTION Mur2
FILE NO. 1497-12
SERIAL No. 1-1 part

From The Mysore Superintendent of Mysore

To The Offg. Secretary to Govt of Mysore Genl & Rev. Depts

Dated

Despatched 24-8-1912.

Received

General No 367
No.

Enclosure No.

Requests to obtain the orders of Govt for the Government Advocate taking needful action for conducting an appeal suit as the file of the Chief Court in regard to the recovery of possession and management of the villages endowed to Damodardass Saits charities in the Kunigal Taluk. —

367

Office of the Muzrai Superintendent in Mysore.

Dated Bangalore, 24th August 1912.

From,

B. Ramaswamaiya Esquire, B. A., B. L.,

Muzrai Superintendent in Mysore,

Bangalore.

To,

The Offg. Secretary to the Government of His Highness the Maharaja of Mysore, General and Revenue Departments,

Bangalore.

Sir,

I have the honor to state that a summons having been received for the appearance of the Muzrai Superintendent in the Chief Court in appeal No. 275 of 1911-12 on the file of that Court against the Judgment and decree delivered by the District Judge of Bangalore,- in O. S. No. 28 of 1909-10 in regard to the recovery of possession and management of the villages endowed to Damodar Doss Sait's chari--ties in the Kunigal Taluk, the same was sent for needful action to the Government Advocate who appeared on my behalf and on behalf of the Deputy Commissioner, Tumkur District, in the Lower Court as per orders contained in Government Orders No. 1653-5 dated 31st January 1910 and No. 2202-5/M. F. 171-09-12 dated 3rd March 1910. The Government Advocate requests me to obtain the Orders of Government as required by para 4 Cl (c) of Government Proceedings No. 1932-35/ J. 137 of 1902-03 dated 16th March 1904 in order to enable him to - adopt the procedure prescribed in O 28 R 8 of the new Code of Civil Procedure (Regulation III of 1911).

In these circumstances, I request you to be so kind

as

as to obtain the orders of-Government for the Government Advocate taking the needful action in the matter.

I have the honor to be,

Sir,

Your most obedient servant,

A Ramaswamy

Muzrai Superintendent.

A. N.

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File No. 149-12

Serial No. 2

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

( )

the 191 .

READ—

Letter No. 376 dated 24th August 1912 from the Inspr Supt in Inspn

(Inclosure)

Date of issue 7. 9. 1912

Signed by B Ramaswamaya

ORDER THEREON.—No

No 393-4 Dt 7. 9. 1912

Inna 7 149-12-2

In the circumstances reported, the Govt are pleased to authorise the Govt advocate to appear in the case and depute a

OFFICER.

SUBJECT.

Hee Leis on behalf of the Mysore

Superintendent.

D612 3.9.12

Asst. Secretary.

3/9/12

To.

The Govt. Advocate.

Mysore Rept in Mysore.

3/9/12

3/9/12

GPB—20,000—2 10 11

19/2/13
19 SECTION Muz
FILE No. 1492
SERIAL No.

From

The Offg: ~~eputy Commissioner,~~

T

To

The Secretary to the Govt.

of Mysore , Gen. and Rev. Depts,
: Bangalore. (Muzrai)

Dated 23rd August 1912

Despatched 27 30

Received

General No. 117
No.

Enclosure No. "A"

Requests that the Advocate may be directed to appear and uphold decision in O.S. no 12 of 1911-12 on the file of the District Judge at Bangalore re the ment of the Damodar Doss Saikh charities, against which an appeal has been preferred to the Chief Court, Mysore.

Office of

Tumkur Distri

Dated Tumkur 23rd August 1912.

From

C.S. Balasundaram Iyer Esq., B.A.,

Offg: Deputy Commissioner,

Tumkur District.

To

K.R. Srinivasa Iyengar Esq., M.A.,

Offg: Secretary to the Government of

His Highness the Maharaja of Mysore,

General and Revenue Departments,

(Muzrai)

Bangalore.

Sir,

I have the honour to state that a notice under section 553 of the Code of Civil Procedure has been issued to me from the Chief Court of Mysore, as defendant in appeal case No 275 of 1911-12 on the file of the said Court, preferred by one Venkata Rao against the decree passed by the District Judge at Bangalore in O.S. No 12 of 1911-12, dismissing with costs the suit filed by him for the recovery and possession of the management of the four inam villages endowed for the maintenance of the charties ~~forwarded~~ founded by Damodardoss Sait in the Kunigal Taluk, which are now under the management of Government in the Muzrai Department and for the recovery of the mesne profits. The case is posted for hearing to the 15th November 1912. The duplicate copy of the notice received is herewith forwarded. I beg that the Government Advocate may kindly be instructed to appear and uphold the decision.

I have the honour to be

Sir,

Your most obedient servant

C.S. Balasundaram Iyer

Offg: Deputy Commissioner.

mrg

ಅಪ್ಪೀಲ್ ಕೇಳಲಿಕ್ಕೆ ಬಿಡುರಿಂಗಬಗ್ಗೆ ಗೊತ್ತಾದ ತಾರೀಖನ್ನು ಅಪ್ಪೀಲ್ ಪ್ರತಿವಾದಿಗೆ ನೋಟೀಸ್ ಕೊಡೋಣ.
ಸಿ॥ಪ್ರಾ॥ಕೋಡ್. ೨೨೨,ನೇ ಸೆಕ್ಷನ್.
ನಮೂನೆ ನಂಬರು. 67, ಸಿವಿಲ್.

ಕೋರ್ಟ್‌ನಲ್ಲಿ.

ಸೆ ಆ 11/12 ನೇ ಇಸವಿ ನಂಬರ್. 275

ಅಪ್ಪೀಲ್ ವಾದಿ

ಅಪ್ಪೀಲ್ ಪ್ರತಿವಾದಿ

ಕೋರ್ಟಿನ ಸೆ ಆ 12 ನೇ ಇಸವಿ ತಿಂಗಳು 18 ತಾರೀಖಿನಲ್ಲಿ

ಮೇಲ್ ಅಪ್ಪೀಲ್ Deputy Commissioner of Dharwar ನಂ ೨೨೨/೨೩

ಅಪ್ಪೀಲ್ ಪ್ರತಿವಾದಿಯಾದ ಈ ವ್ಯಾಜ್ಯದ ಡಿ: 12/11/11 - ೬೦ ರ ಡಿಕ್ರಿಯುಮೇಲೆ

ಈ ಕೋರ್ಟ್‌ನಲ್ಲಿ ಅಪ್ಪೀಲ್ ತರಲ್ಪಟ್ಟು

ಪ ರಿಜಿಸ್ಟರ್ ಮಾಡಲ್ಪಟ್ಟಿರೆ ಈ ಅಪ್ಪೀಲನ್ನು ಕೈಬಿಡಬಹುದೆಂದಿದ್ದರೆ ಬಿಡುರಿಂಗಬಗ್ಗೆ ಈ ಕೋರ್ಟ್‌ನಿಂದ ಆ/12 ನೇ ಇಸವಿ ಜನವರಿ 6 ನೇ ತಾರೀಖು ಪತ್ರ ಪ ರ ಗೆ ತಿಳಿಸಿದ್ದು ಆಯಿತೆಂದು ಮತ್ತು ಅವರು 11 ದಿವಸಗಳಲ್ಲಿ ಗೈರುಹಾಜರಿಯಲ್ಲಿ ಅಥವಾ ಹಾಜರಿಯಲ್ಲಿ ಈ ಅಪ್ಪೀಲನ್ನು ನಿರ್ಣಯಮಾಡಲು ಸಂತೋಷವೆಂದು ತಿಳಿಸಿದ್ದು ಆಯಿತೆಂದು ಮತ್ತು ಅವರು

File No. 149/12
Serial No. 4

*Diary No. of letter replied to*_____

GENERAL AND REVENUE SECRETARIAT.
( )

Proceedings of the Government of His Highness the Maharaja of Mysore

, *the* 191 .

READ—

Letter no 117 dy 23-8 August 1912 from the Dy. Commr. Tumkur Distt, stating that a defendants' notice has been issued to him from the Chief Court of Mysore in appeal case no. 275 of 1911-2 on the file of the said court, preferred by one Venkata Rao against the decree passed by

over

Date of issue 18-9-1912

Signed by N. B. Ramaswamaiya

ORDER THEREON.—No.

SUBJECT.

Distt Judge at Bangalore,
dismissing the suit filed by Venkata Roo for
the recovery and possession of
the management of the villages
endowed for the maintenance of
the charities founded by Damodar
Dass Saic in the Kunigal Tq,
and ~~soliciting instructions of~~ requesting that the Govt Advocate
~~Govt in the matter~~ may be instructed to appear
and uphold the decision of
the lower court.

Order thereon — No 432-5 Dy 18.9.1912
Mun 149-12-4

The Govt Advocate in Mysore,
who has been ~~directed~~ authorised in Govt
Pro no 393-4 Dy 7th Sept 1912
Mun 149-12-2
to appear in the case in question
on behalf of the Mun. Supdt in
Mysore, is ~~requested~~ authorised to appear
and defend the suit on behalf
~~on behalf of~~ the Dy. Commr,
Tumkur Distt also. ~~and defend~~
~~the suit~~.

D(F) 18/9/12.
12.9.12 for Chief Secretary 18/9/12

To, The Govt Advocate in Mysore.
" Dy Commr, Tumkur Dist,
" Cashier, Mysore Govt
" Mun Supdt for information.

GPI —20,000—2 10 11